

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 28 1997
 Returned to applicant for correction MAR 11 1997
 Corrected application filed _____
 Map filed MAR 18 1997 under 62887T

The applicant Fahnestock Enterprises, Inc., hereby makes application for permission to change the Place of Use of water heretofore appropriated under all of Permit No. 55600, Certificate No. 14076

1. The source of water is underground (Well WT-1)
2. The amount of water to be changed 0.746 cfs, 540.0 afa
3. The water to be used for Irrigation and Domestic
4. The water heretofore permitted for Irrigation and Domestic
5. The water is to be diverted at the following point the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 8, T.22N., R.21E., M.D.M., at a point from which the northwest corner of said Section 8 bears North 54° 28' 00" West a distance of 4600.00 feet. (Well WT-1)
6. The existing permitted point of diversion is located within No change.
7. Proposed place of use 21.872 acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 40.260 acres in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 8 - subtotal 62.132 acres, plus the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, 35.00 acres in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and 35.00 acres in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 9 - subtotal 231.813 acres; total of 293.945 +/- acres, T.22N., R.21E., M.D.M..
8. Existing place of use 6.2 acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 36.8 acres in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 8 - subtotal 43.0 acres, plus 19.0 acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, 37.0 acres in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and 36.0 acres in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 9 - subtotal 92.0 acres; total of 135.0 acres all in T.22N., R.21E., M.D.M..
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Existing well, pump and irrigation system.
12. Estimated cost of works Existing
13. Estimated time required to construct works Well WT-1, see Permit No. 55600
14. Estimated time required to complete the application of water to beneficial use 5 years

62890

15. Remarks: The purpose of this application is to expand the area of the Place of Use of Permit No. 55600 to include an additional 70 acres adjacent to the Existing Place of Use. We would request that the allowance for the use of Well #6 (for economic reasons), as permitted, be continued with this permit.

By s/George G. Lindesmith
George G. Lindesmith
Tri State Surveying
1925 E. Prater Way
Sparks, Nevada 89434

Compared my/cms cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 55600 Certificate 14076 is issued subject to the terms and conditions imposed in said Permit 55600 Certificate 14076 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 55608, 62889 and 62890 shall not exceed 812.0 acre-feet annually.

This permit is limited to the irrigation of 135.0 acres within the described place of use.

(CONTINUED ON PAGE 2)

(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.746 cubic feet per second, but not to exceed 540.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

September 17, 1999

Proof of completion of work shall be filed before:

October 17, 1999

Application of water to beneficial use shall be filed on or before:

September 17, 2002

Proof of the application of water to beneficial use shall be filed on or before:

October 17, 2002

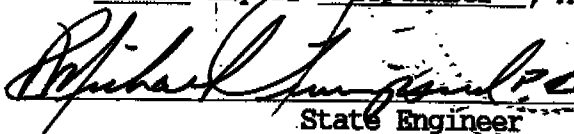
Map in support of proof of beneficial use shall be filed on or before:

October 17, 2002

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 17th day of September, A.D. 1997


State Engineer

Completion of work filed NOV 04 1999

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

